

ESTTA Tracking number: **ESTTA331234**

Filing date: **02/09/2010**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	79058974
Applicant	PAGANI AUTOMOBILI S.P.A
Applied for Mark	ZONDA
Correspondence Address	AIMEE L. KAPLAN & STEWART J. BELLUS COLLARD & ROE, P.C. 1077 NORTHERN BLVD. ROSLYN, NY 11576 UNITED STATES akaplan@collardroe.com, sbellus@collardroe.com
Submission	Applicants Request for Remand and Amendment
Attachments	AR-M550N_20100209_132702.pdf ( 3 pages )(79040 bytes )
Filer's Name	Aimee L. Kaplan
Filer's e-mail	akaplan@collardroe.com, sbellus@collardroe.com
Signature	/alk/
Date	02/09/2010

**Ex-Parte Appeal from Examiner of Trademarks  
to Trademark Trial and Appeal Board**

APPLICANT: PAGANI AUTOMOBILI S.P.A.

MARK: ZONDA (Stylized)

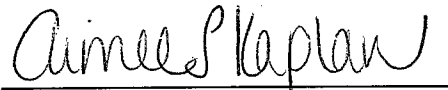
SERIAL NO.: 79/058,974

**TO THE TRADEMARK TRIAL AND APPEAL BOARD**

**MOTION TO REMAND**

Applicant respectfully requests that the TTAB remand this Application to the examiner for consideration of Applicant's Amendment in Response to Denial of Reconsideration which it filed on February 9, 2010. The basis of this remand request is that the examiner has refused registration of the application in Class 12 only on the basis of a likelihood of confusion, and that Applicant believes that its latest Amendment addresses the examiner's refusal since Applicant has deleted Class 12. Applicant has attached a copy of its Amendment to this Motion.

Based on the above, Applicant respectfully requests that this application be remanded to the examiner.



Stewart J. Bellus  
Aimee L. Kaplan  
COLLARD & ROE, P.C.  
Attorneys for Applicant

1077 Northern Boulevard  
Roslyn, New York 11576  
(516) 365-9802

PTO Form 1930 (Rev 9/2007)

OMB No. 0651-0050 (Exp. 04/30/2011)

# Request for Reconsideration after Final Action

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The table below presents the data as entered.

Input Field	Entered
SERIAL NUMBER	79058974
LAW OFFICE ASSIGNED	LAW OFFICE 108
MARK SECTION (no change)	
ARGUMENT(S)	
The examiner has refused registration of the ZONDA (Stylized) mark (Application Serial No. 79/058,974 IN CLASS 12 ONLY on the basis of a likelihood of confusion with Registration No. 2,812,465. Applicant has deleted Class 12 from its identification of goods. Said amendment having been made, and since the Applicant has addressed the examiner's requirements for all other classes, Applicant respectfully requests that its application be approved for publication in Classes 9, 14, 16, 25, and 28.	
GOODS AND/OR SERVICES SECTION (009)(no change)	
GOODS AND/OR SERVICES SECTION (012)(class deleted)	
INTERNATIONAL CLASS	012
DESCRIPTION	
All terrain vehicles; automobiles; cars; land vehicles; racing cars; none of the foregoing goods including bicycles or their parts	
GOODS AND/OR SERVICES SECTION (014)(no change)	
GOODS AND/OR SERVICES SECTION (016)(no change)	
GOODS AND/OR SERVICES SECTION (025)(no change)	
GOODS AND/OR SERVICES SECTION (028)(no change)	
SIGNATURE SECTION	
RESPONSE SIGNATURE	/alk/
SIGNATORY'S NAME	Aimee L. Kaplan
SIGNATORY'S POSITION	Attorney
DATE SIGNED	02/09/2010
AUTHORIZED SIGNATORY	YES

**Input Field**

**Entered**

CONCURRENT APPEAL NOTICE FILED NO

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